

REMARKS

Favorable reconsideration and allowance of the present application are respectfully requested in view of the following remarks. In this Reply, claims 41, 46 and 51 are canceled. Therefore, claims 1-15, 18-22, 24-40, 42-45, 47-50, 52, 66-67 and 71 are pending, of which claims 10-15, 18-22, 24-28 and 66-67 are withdrawn from consideration. Claims 1, 29, 37, 42, 47 and 52 are independent.

INITIALED 1449 FORMS REQUESTED

Applicants note that an Information Disclosure Statement was submitted on December 14, 2005. However, as of yet, there is no indication that the references cited in the 12/14/05 IDS was considered. Applicants also submitted another Information Disclosure Statement on October 17, 2006. Applicants respectfully request that the Examiner consider the references cited in the IDSs of 12/14/05 and 10/17/06 and provide initialed copies of the corresponding forms 1449.

§ 102 REJECTION – GOTOH

Claims 1-9, 29-52 and 71 stand rejected under 35 U.S.C. § 102(b) as allegedly being anticipated by Gotoh et al. (WO-98/14938-A). *See Office Action, items 2 and 3.* The rejection with respect to claims 41, 46 and 51 is mooted. With respect to the remaining claims, Applicants respectfully traverse.

Independent claim 1 recites, in part “writing file information on a specific area of the optical recording medium, wherein the file information includes a size information specifying a size of the real time data written in each data area divided by the defective areas and a location information specifying a location of each of the divided areas.” Applicants respectfully submit that Gotoh does not teach or suggest at least the above recited feature. Accordingly, independent claim 1 is distinguishable over Gotoh.

Independent claims 29, 37, 42, 47 and 52 are amended to recite similar features. Accordingly, these independent claims are also distinguishable over Gotoh.

Claims 2-9, 30-36, 38-40, 43-45, 48-50 and 71 depend from independent claims 1, 29, 37, 42, 47 and 52 directly or indirectly. Accordingly, these dependent claims are also distinguishable over Gotoh for at least due to their dependencies from the independent claims.

Applicants respectfully request that the rejection of claims 1-9, 29-52 and 71 based on Gotoh be withdrawn.

CONCLUSION

All objections and rejections raised in the Final Office Action having been addressed, it is respectfully submitted that the present application is in condition for allowance. Should there be any outstanding matters that need to be resolved, the Examiner is respectfully requested to contact Hyung Sohn

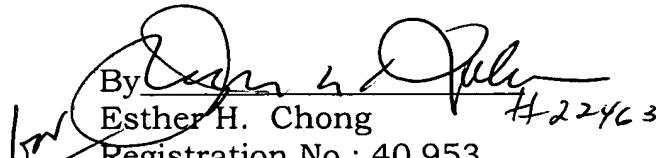
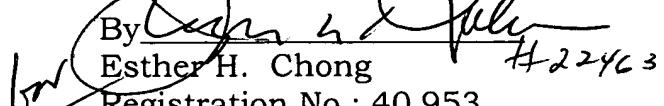
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(Reg. No. 44,346), to conduct an interview in an effort to expedite prosecution in connection with the present application.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

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Respectfully submitted,


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